

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
SUPPLEMENTAL DOCKET NUMBER 1  
FOR THE REGULAR MEETING OF  
MONDAY, JULY 31, 2006 AT 2:00 P.M.  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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ADOPTION AGENDA, DISCUSSION, HEARINGS  
SPECIAL HEARINGS:

ORDINANCES TO BE INTRODUCED, READY FOR DISPENSING WITH THE READING AND ADOPTION:

ITEM-S400: Fiscal Year 2006-2007 Appropriation Ordinance.

(See Report to the City Council No. 06-091, Independent Budget Analyst Reports IBA-06-30 and IBA-06-32, and memorandum 06-10 from Andrea Tevlin dated 6/12/2006.)

(Continued from the meeting of July 25, 2006, Item 343, at the request of Councilmember Faulconer, for further review.)

**NOTE:** Hearing open. No testimony taken on July 25, 2006.

**TODAY’S ACTION IS:**

Introduce and adopt the following ordinance:

(O-2007-13)

Introduction an adoption of an Ordinance adopting the Annual Budget for the Fiscal Year 2006-2007 and appropriating the necessary money to operate the City of San Diego for said Fiscal Year.

**NOTE:** This item is not subject to Mayor’s veto.

**BUDGET AND FINANCE COMMITTEE’S RECOMMENDATION:**

On 6/28/2006, Budget voted 5 to 0 to affirm Charter Section 26 as basis of Council’s intent in crafting the Appropriation Ordinance. (Councilmembers Peters, Atkins, Young, Frye and Madaffer voted yea.)

**NOTE:** Today’s action is the second public hearing and introduction and adoption of the Ordinance. See item 200 on the docket of Monday, July 17, 2006, for the first public hearing.

ADOPTION AGENDA, DISCUSSION, HEARINGS  
NOTICED HEARINGS:

ITEM-S401: Third Avenue Tentative Map.

Matter of approving, conditionally approving, modifying or denying an application for Tentative Map (TM) to convert five (5) existing residential units to condominiums, including a request to waive the requirement to underground existing overhead utilities, and a public right-of-way vacation for the undeveloped portion of Third Avenue located between Redwood Street and Quince Street. The 0.32-acre site is located at 3065 Third Avenue, on the east side of Third Avenue between Redwood Street and Quince Street, in the RS-1-1 zone in the Uptown Community Plan.

(Uptown Community Plan Area. District 2.)

(Continued from the meeting of July 25, 2006, Item 342, at the request of Councilmember Faulconer, for further review.)

**NOTE:** Hearing open. No public testimony taken on July 25, 2006.

**STAFF'S RECOMMENDATION:**

Adopt the following resolutions:

Subitem-A: (R-2006-1143)

Adoption of a resolution that Tentative Map No. 143420 and waiver of the requirement to underground existing overhead utilities are granted to Stone Meadows, LLC, Applicant and Ingenuity, Engineer, subject to the attached conditions which are made a part of this resolution by this reference.

Subitem-B: (R-2006-1144)

Adoption of a resolution vacating a portion of the undeveloped Third Avenue right-of-way, located between Redwood Street and Quince Street, as more particularly described in the legal description marked as Exhibit "A," and shown on Drawing No. 20347-B, marked as Exhibit "B," and on file in the office of the City Clerk, which are by this reference incorporated herein and made a part hereof, is ordered vacated, reserving therefrom an easement for general utility and emergency access together with ingress and egress for that purpose;

That the City Clerk shall cause a certified copy of this resolution, with attached exhibits, attested by him under seal, to be recorded in the office of the County Recorder;

ADOPTION AGENDA, DISCUSSION, HEARINGS (Continued)

NOTICED HEARINGS: (Continued)

ITEM-S401: (Continued)

Subitem-B: (Continued)

That this activity will not result in a direct or reasonably foreseeable indirect physical change in the environment; thus, the activity is not subject to CEQA pursuant to Section 15060(c)(2) of the State CEQA Guidelines.

**OTHER RECOMMENDATIONS:**

Planning Commission on January 26, 2006, voted 5-1 to approve, no opposition.

Ayes: Ontai, Steele, Chase, Otsuji, Schultz

Nays: Griswold

Not Present: Garcia

The Uptown Community Planning Group has recommended approval of this project.

**STAFF SUPPORTING INFORMATION:**

As described in the attached Planning Commission Report, approval of this project would allow the conversion of five existing residential units to condominiums and a vacation of the undeveloped portion of the Third Avenue right-of-way which runs adjacent and to the south of the project site. The vacation would allow the project's parking area, which is located in the portion of undeveloped right-of-way adjacent to the project site, to return to private ownership. Additionally, the vacation would allow the portion of the undeveloped right-of-way located south of the project site to return to open space and be added to the existing City-owned open space parcel located in the adjacent canyon.

On January 26, 2006, the Planning Commission voted 5-1 to recommend approval of the project, with Commissioners Shultz, Steele, Otsuji, Chase and Ontai voting in favor of the project, and Commissioner Griswold voting in opposition to the project. Commissioner Garcia was not present. The Planning Commission did express a concern that the building improvements proposed by the applicant may serve to degrade the historical integrity of the building. The applicants acknowledged that some of the renderings were conceptual and that they would work with City Historic Resource staff to ensure that any proposed improvements maintain the historic integrity of the building. City staff also clarified that a historic review of the improvements would be triggered when the applicant formally submits for a building permit. A valid appeal of the environmental exemption determination has not been filed on this project.

ADOPTION AGENDA, DISCUSSION, HEARINGS (Continued)

NOTICED HEARINGS: (Continued)

ITEM-S401: (Continued)

**STAFF SUPPORTING INFORMATION:** (Continued)

FISCAL CONSIDERATIONS:

None. All costs associated with processing this project are paid by the applicant through a deposit account.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

None.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

On November 2, 2004, the Uptown Community Planning Group voted 14-0-1 to recommend approval of the project with their five standard condominium conversion conditions, which are described in detail in the attached Planning Commission Report.

KEY STAKEHOLDERS & PROJECTED IMPACTS:

The property owner is Stone Meadows, LLC. The applicant's engineer is Ingenuity. Other key stakeholders include the property tenants.

Halbert/Waring/PG

Staff: Paul Godwin – (619) 446-5103

Peter Mesich – Deputy City Attorney

**NOTE:** This item is not subject to Mayor's veto.